

VILLAGE OF PENINSULA, OHIO
RESOLUTION NO.: 17-2015
INTRODUCED BY: Don Schneider
DATE PASSED: 7/12/15
PID No. 96563
County/Route/Section SUM 303-05.49

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF PENINSULA, SUMMIT COUNTY, OHIO TO ENTER INTO A WRITTEN AGREEMENT WITH OHIO DEPARTMENT OF TRANSPORTATION, AND DECLARING AN EMERGENCY.

SECTION I – Project Description

WHEREAS, the Village of Peninsula, Ohio has identified the need for the described project: Fine graded polymer AC Overlay to SUM SR 303 from 5.49 to 10.57, Minor Bridge work to SFN 7709935 SUM 303 7.22 over the Cuyahoga River, SFN 7709994 SUM 303 10.29 over Bike & Hike Trail.

NOW THEREFORE, BE IT ORDAINED by the Village of Peninsula, Summit County, Ohio.

SECTION II – Consent Statement

Being in the public interest, the Village of Peninsula, Summit County, Ohio gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The Village of Peninsula, Summit County, Ohio shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear One Hundred Percent (100%) of the cost of those features requested by the Village of Peninsula which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

The Village of Peninsula agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The Village of Peninsula also understands that right-of-way costs include eligible utility costs.

SECTION V – Maintenance

Upon completion of the described Project, and unless otherwise agreed, the Village of Peninsula shall: (1) provide adequate maintenance for the described Project in

accordance with all applicable State and Federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI – Authority to Sign

The Mayor of said Village of Peninsula is hereby empowered on behalf of the Village of Peninsula to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

SECTION VII – Open Meeting

That the Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of the Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION VIII

That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village's residents and to allow for the continued operations of the Village and shall take effect and be in force from and immediately after its passage.

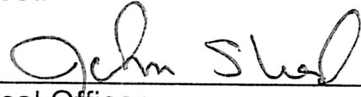
SECTION VIII

Effective Date this Resolution shall take effect on the 13 day of July 2015.


Passed.


MAYOR

Attest:


Fiscal Officer

I, John Stiesel, Fiscal Officer of the Village of Peninsula, Summit County, Ohio do hereby certify that the foregoing Resolution was duly passed by the council of the Village of County of Summit State of Ohio on the 13 day of July 2015.


Fiscal Officer

This Resolution is hereby declared to be an emergency measure to expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

POSTING CERTIFICATE

I, John D. Stiegel, Fiscal Officer of the Village of Peninsula, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 13 day of July 2015; that there is no newspaper published in said municipality, and that publication of the foregoing Resolution was made by posting true copies thereof at five of the most public places in said Village as heretofore determined by Council pursuant to Resolution No. 1884-1997, as follows:

1. Terry Lumber & Supply
2. Valley Fire District
3. Peninsula Library & Historical Society
4. Peninsula Village Hall Lobby
5. Peninsula Post Office

Each for a period of fifteen days commencing on the 20 day of July 2015.



John D. Stiegel, Fiscal Officer

